FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 3838 OF 2004
WITH
CIVIL APPLICATION NO. 618 OF 2005

Office Notes, Office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders	Court's or Judge's orders

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Mr. A.R. Kapadnis i/by Mr. S.J. Rairkar for petitioner.

Mr. Girish Paryani for respondent no.2.

CORAM: B.H. MARLAPALLE,J.

05/04/2007.

P.C.:

. Against the impugned order passed by the Lower Appellate Court, a statutory remedy of filing Civil Revision Application under Section 115 of C.P.C. is available and, therefore, a writ petition need not be entertained, as has been held by me in Writ Petition No. 4138 of 2006 decided on 24/8/2006.

. Hence, the petition is disposed with liberty to file

a Civil Revision Application and if such an application is filed within a period of four weeks from today, the period of pendency of this petition shall be taken into consideration for condonation of delay, if any. Annexures be returned, if applied for.

. Civil Application No. 618 of 2005 does not survive and the same shall stand disposed as such.

(B.H. Marlapalle,J.)